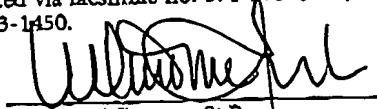


## CERTIFICATE OF TRANSMISSION (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being transmitted therewith) is being transmitted via facsimile no. 571-273-0459, Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Winsome St Rose

5/26/2006  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Torsten Haferlach, et al.

SERIAL NO.: 10/575,600

PCT FILING DATE: NOVEMBER 4, 2004

FOR: METHOD FOR DISTINGUISHING AML-  
SPECIFIC FLT3 LENGTH MUTATIONS  
FROM TKD MUTATIONS

)

) EXAMINER: Unassigned

) ART UNIT: Unassigned

) Confirmation No. N/A

) DOCKET NO 22335-US

COMMUNICATION

Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

RECEIVED  
26 MAY 2006  
Legal Staff  
International Division

Sir:

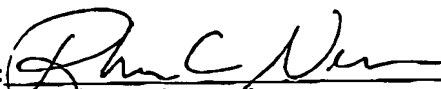
Applicant wishes to provide the United States Patent and Trademark Offices with an executed Oath and Declaration. The submission of the executed Declaration completes the formal requirements for the application

Applicant believes no certification or fee is required. Should the Commissioner determine that fees are due in order for the Declaration to be considered, the Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to Deposit Account No. 50-0812.

Date: 5/26/06

Respectfully submitted,

Correspondence Address  
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1145 Atlantic Avenue  
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Fax: 510-814-2973

By:   
Rhea C. Nersesian  
Reg. No. 55,488

Express Mail Label No.

Page 1 of 4

Docket No.  
22335-US**Declaration and Power of Attorney For Patent Application****English Language Declaration**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**Method for Distinguishing AML-Specific FLT3 Length Mutations from TKD Mutations**

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on November 4, 2004 as United States Application No. or PCT International Application Number PCT/EP2004/012470

and was amended on April 13, 2006 as USSN 10/575,600

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s)****Priority Claimed**

<u>03025341.3</u>	<u>EP</u>	<u>04 November 2003</u>	<input checked="" type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
<u>EP2004/012470</u>	<u>PCT</u>	<u>04 November 2004</u>	<input checked="" type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
<u>                    </u>	<u>                    </u>	<u>                    </u>	<input checked="" type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

N/A	
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

N/A		
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

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Christopher C. Sappenfield (45,073)

Robert W. Mann (48,555)

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Sole or first inventor's signature	Date
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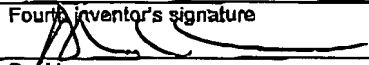
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